

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

APPLICANTS: Steve W. Braun, *et al.* CONFIRMATION NO.: 5231  
SERIAL NO.: 09/820,973 GROUP ART UNIT: 2883  
FILED: March 29, 2001 EXAMINER: Wong, Eric  
FOR: OPTICAL TRANSPORT SYSTEM

ATTORNEY DOCKET NO.: 50777/251099

DATE: 5/15/09

Mail Stop Issue Fee  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, Virginia 22313-1450

**REQUEST FOR ISSUANCE OF INITIALED FORM PTO/SB/08**

Sir:

On April 11, 2005, Applicants submitted to the U.S. Patent and Trademark Office (the "USPTO") a Supplemental Information Disclosure Statement, one sheet of Form PTO/SB/08, and three publications to be considered in the above-referenced patent application. Copies of the Supplemental Information Disclosure Statement and one sheet of Form PTO/SB/08 together with the USPTO stamped acknowledgment of receipt on April 13, 2005 are attached.

On August 31, 2005, Applicants submitted to the USPTO a Supplemental Information Disclosure Statement, one sheet of Form PTO/SB/08, and eight publications to be considered in the above-referenced patent application. Copies of the Supplemental Information Disclosure Statement and one sheet of Form PTO/SB/08 together with the USPTO stamped acknowledgment of receipt on September 2, 2005 are attached.

Applicants have not received these copies of the Form PTO/SB/08 initialed by the Examiner. Applicants request that the USPTO consider the publications cited on the attached Forms PTO/SB/08 and provide the initialed copies.

The Commissioner is authorized to charge any fees due in connection with this filing to Deposit Account No. 11-0855

If there are any matters that can be addressed by telephone, the Examiner is urged to contact the undersigned attorney at 404.815.6500.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Michael J. Turton', written over the printed name.

Michael J. Turton  
Reg. No. 40852

KILPATRICK STOCKTON LLP  
1100 Peachtree Street  
Suite 2800  
Atlanta, Georgia, 30309-4530  
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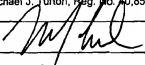
APR 13 2005  
 U.S. PATENT & TRADEMARK OFFICE


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PTO/SB/21 (08-00)  
 Approved for use through 10/31/2002. OMB 0651-0031  
 U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE  
 Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

<b>TRANSMITTAL FORM</b>  <i>(to be used for all correspondence after initial filing)</i>	<b>Application Number</b>	09/820,973
	<b>Filing Date</b>	March 29, 2001
	<b>First Named Inventor</b>	Steve W. Braun
	<b>Group Art Unit</b>	2883
	<b>Examiner Name</b>	Eric K. Wong
<b>Attorney Docket Number</b>	50777/251099	
<b>Total Number of Pages in This Submission</b>		

ENCLOSURES (check all that apply)				
<input type="checkbox"/> Fee Transmittal Form  <input type="checkbox"/> Fee Attached  <input type="checkbox"/> Amendment / Response <input type="checkbox"/> After Final  <input type="checkbox"/> Affidavits/declaration(s)  <input type="checkbox"/> Extension of Time Request  <input type="checkbox"/> Express Abandonment Request  <input checked="" type="checkbox"/> Supplemental Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s)  <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application)  <input type="checkbox"/> Drawing(s)  <input type="checkbox"/> Licensing-related Papers  <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application  <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address  <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund  <input type="checkbox"/> CD, Number of CD(s) ____	<input type="checkbox"/> After Allowance Communication to Group  <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences  <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)  <input type="checkbox"/> Proprietary Information  <input type="checkbox"/> Status Letter  <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): 1. Form PTO/SB/08 (one sheet) 2. USP No. 5,283,687 3. USP No. 5,392,154 4. 5,623,169		
<table border="1" style="width: 100%;"> <tr> <td style="width: 30%;">Remarks</td> <td></td> </tr> </table>			Remarks	
Remarks				

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Michael J. Turton, Reg. No. 40,852
Signature	
Date	April 11, 2005

CERTIFICATE OF MAILING			
I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P. O. Box 1450, Alexandria, Virginia 22313-1450 on the date listed below.			
Typed or printed name	Gina Hamrick	Date	April 11, 2005
Signature			

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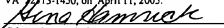


IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: Steve W. Braun  
SERIAL NO.: 09/820,973 GROUP ART UNIT: 2883  
FILED: March 29, 2001 EXAMINER: Wong, Eric K.  
FOR: OPTICAL TRANSPORT SYSTEM

ATTORNEY DOCKET NO.: 50777/251099

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Gina Hamrick

MAIL STOP AMENDMENT  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, Virginia 22313-1450

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**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

Sir:

In accordance with Rules 56, 97 and 98 of the Rules of Practice in Patent Cases (37 C.F.R. §§ 1.56, 1.97, and 1.98), the publications listed on the modified Form PTO/SB/08 are enclosed with this submission for consideration by the Examiner.

Submission of the references provided in this Information Disclosure is not intended to constitute an admission that any reference referred to herein is prior art for this invention unless specially designated as such. Also, in accordance with 37 C.F.R. § 1.97(g), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 C.F.R. § 1.56(a) exists.

This Information Disclosure Statement is being filed pursuant to 37 C.F.R. 1.97(e)(2). The undersigned states that no item of information contained in this paper was cited in a communication from a foreign patent office in a counterpart foreign application and, to the knowledge of the undersigned, no item of information was known to any individual designated in §1.56(c) more than three months from filing this paper. Therefore, no fee is believed to be due. If a fee is due, the Commissioner is authorized to charge such fee and any additional fees that may be due or credit any overpayment to Deposit Account No. 11-0855.

Respectfully submitted,



Michael J. Turton  
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Suite 2800, 1100 Peachtree Street  
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APR 13 2005

PTO/SB/08A (10-01)

Van Zile, et al. Approved for use through 10/31/2002. OMB 0651-0031

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Substitute for form 1449A/PTO

**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

(use as many sheets as necessary)

Sheet 1 of 1

**Complete If Known**

Application Number	09/820,973
Date Filed	March 29, 2001
First Named Inventor	Steve W. Braun
Group Art Unit	2883
Examiner Name	Wong, Eric K.
Attorney Docket Number	50777/251099

Examiner Initials *	Cite No. <sup>1</sup>	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number - Kind Code <sup>2</sup> (if known)			
		5,283,687	02/01/1994	Hsu, et al.	
		5,392,154	02/21/1995	Lin, et al.	
		5,623,169	04/22/1997	Sugimoto, et al.	

**FOREIGN PATENT DOCUMENTS**

Examiner Initials *	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>3</sup>
		Country Code <sup>2</sup> - Number <sup>4</sup> - Kind Code <sup>5</sup> (if known)				

**OTHER PRIOR ART -- NON PATENT LITERATURE DOCUMENTS**

Examiner Initials *	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>

Examiner Signature		Date Considered	
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 809. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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# TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Application Number	09/820,973
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First Named Inventor	Steve W. Braun
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Attorney Docket Number	50777/251099

Total Number of Pages in This Submission

## ENCLOSURES (check all that apply)

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Remarks

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Michael J. Turton, Reg. No. 40,852
Signature	
Date	8-30-05

## CERTIFICATE OF MAILING

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Typed or printed name	Colleen Kadian
Signature	
Date	8-31-05

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: Steve W. Braun

SERIAL NO.: 09/820,973

GROUP ART UNIT: 2883

FILED: March 29, 2001

EXAMINER: **Wong, Eric K.**

FOR: OPTICAL TRANSPORT SYSTEM

ATTORNEY DOCKET NO.: 50777/251099

MAIL STOP AMENDMENT  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, Virginia 22313-1450

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**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

Sir:

In accordance with Rules 56, 97 and 98 of the Rules of Practice in Patent Cases (37 C.F.R. §§ 1.56, 1.97, and 1.98), the publications listed on the modified Form PTO/SB/08 are enclosed with this submission for consideration by the Examiner.

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This Information Disclosure Statement is being filed pursuant to 37 C.F.R. 1.97(c), before the mailing date of any action which closes prosecution. The Commissioner is authorized

Filed: March 29, 2001

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

to charge our credit card for the fee in the amount of \$180.00 for consideration of this paper. If any additional fee is due, the Commissioner is authorized to charge such fee or credit any overpayment to Deposit Account No. 11-0855.

Respectfully submitted,

A handwritten signature in dark ink, appearing to read 'M. J. Turton', is written over a horizontal line.

Michael J. Turton  
Reg. No. 40,852

KILPATRICK STOCKTON LLP  
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Atlanta, Georgia 30309-4530  
(404) 815-6061



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Substitute for form 1449, 1/1/00		<b>Complete If Known</b>	
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (use as many sheets as necessary)		Application Number	09/820,973
		Date Filed:	March 29, 2001
		First Named Inventor	Steve W. Braun
		Group Art Unit	2883
		Examiner Name	Wong, Eric K.
Sheet 1	of 1	Attorney Docket Number	50777/251099

Examine r Initials *	Cite No. <sup>1</sup>	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number - Kind Code <sup>2</sup> (if known)			
		5,434,861	07/18/1995	Prity, et al.	
		5,517,622	05/14/1996	Ivanoff, et al.	
		5,732,086	03/24/1998	Liang, et al.	
		5,898,673	04/27/1999	Riggan, et al.	
		6,084,233	07/04/2000	Hodgson, et al.	
		6,385,366 B1	05/07/2002	Lin	
		2002/0044585 A1	04/18/2002	Park	
		6,912,339 B2	06/28/2005	Whittaker	

FOREIGN PATENT DOCUMENTS					
Examiner Initials *	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Country Code <sup>3</sup> - Number <sup>4</sup> - Kind Code <sup>5</sup> (if known)			
					T <sup>6</sup>

OTHER PRIOR ART -- NON PATENT LITERATURE DOCUMENTS			
Examiner Initials *	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>

Examiner Signature		Date Considered	
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<sup>1</sup> EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.